



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#12
Lee
5-19-03

In re application of

Docket No: Q64948

Naoyuki KAWANISHI, et al.

Appln. No.: 09/893,750

Group Art Unit: 1752

Confirmation No.: 3354

Examiner: Thorl Chea

RECEIVED
MAY 13 2003
TC 1700

Filed: June 29, 2001

For: METHOD AND APPARATUS FOR PREPARING GRAINS OF SILVER SALT OF ORGANIC ACID AND METHOD FOR PRODUCING THERMALLY PROCESSED IMAGE RECORDING MATERIAL

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned, on behalf of the petitioner, FUJI PHOTO FILM CO., LTD., represents that the petitioner, FUJI PHOTO FILM CO., LTD. is the owner of the entire right, title and interest of U.S. Application No. 09/617,836, filed on July 17, 2000, for METHOD FOR PREPARING NON-PHOTOSENSITIVE FATTY ACID SILVER SALT GRAINS AND AN APPARATUS FOR PREPARING THE SAME by virtue of an Assignment from all of the inventors thereof executed on August 24, 2000, recorded on December 18, 2000, at Reel 011377, Frame 0265, now issued as U.S. Patent 6,472,546 as well as the entire right, title and interest in the above-captioned U.S. Application No. 09/893,750 by virtue of an Assignment from all of the inventors thereof executed on September 11, 2001, recorded on November 23, 2001, at Reel 012319, Frame 0390.

Petitioner hereby certifies that the above-mentioned Assignments have been reviewed and to the best of petitioner's knowledge and belief, title is in petitioner who is seeking to take this action.

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Petitioner hereby disclaims the terminal part of any patent granted on the above-captioned U.S. Application No. 09/893,750 which would extend beyond the expiration of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,472,546, and hereby agrees that any patent so granted on the above-captioned U.S. Application No. 09/893,750 shall be enforceable only for and during such period that the legal title to U.S. Patent 6,472,546 shall be the same as the legal title to said patent issuing from the above-captioned U.S. Application No. 09/893,750, this agreement to run with any patent granted on the above-captioned U.S. Application No. 09/893,750 and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-captioned U.S. Application No. 09/893,750 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,472,546 in the event that U.S. Patent 6,472,546 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a Reexamination Certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned whose signature and title appear below is empowered to act on behalf of petitioner.

Respectfully submitted,



Abraham J. Rosner
Registration No. 33,276

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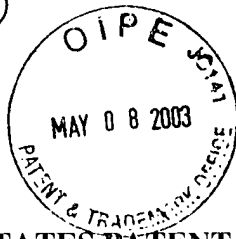
WASHINGTON OFFICE



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PATENT TRADEMARK OFFICE

Date: May 8, 2003



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SUBMISSION OF TERMINAL DISCLAIMER

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Sir:

Submitted herewith is a Terminal Disclaimer in the above-identified application. A check in the amount of \$110.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this Submission is attached.

Respectfully submitted,

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Date: May 8, 2003